## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

JASON J. DAVIS,

Plaintiff,

8:16CV385

VS.

MEMORANDUM AND ORDER

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.,

Defendants.

On November 15, 2016, the court ordered Plaintiff to file an amended complaint by December 15, 2016, or face dismissal of this action. (Filing No. 6.) To date, Plaintiff has not filed an amended complaint or taken any other action in this matter.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice because Plaintiff failed to prosecute it diligently and failed to comply with this court's orders. The court will enter judgment by a separate document.

Dated this 17<sup>th</sup> day of January, 2017.

BY THE COURT:

s/ *Richard G. Kopf*Senior United States District Judge